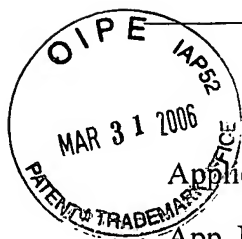


Please Direct All Correspondence to Customer Number **20995**



SECOND REQUEST FOR CORRECTED FILING RECEIPT

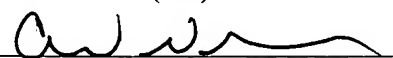
Applicant : Schlothauer et al.
App. No : 10/070,406
Filed : October 7, 2002
For : BIOACTIVE WHEY PROTEIN
HYDROLYSATE
Examiner : Francisco Chandler Prats
Art Unit : 1651

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

March 28, 2006

(Date)


Andrew N. Merickel, Reg. No. 53,317

Commissioner for Patents
P.O. Box 1450
Office of Initial Patent Examination
Customer Service Center
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby re-submit a request that the Official Filing Receipt be corrected to reflect the correct spelling of the first inventor, Ralf-Christian Schlothauer. The original Request, filed December 29, 2003, was received by the United States Patent & Trademark Office (USPTO) on January 2, 2004, as indicated by the received stamps on the attached documents. Also enclosed is the Declaration by Inventors as filed, reflecting the correct spelling of the first inventor's, Ralf-Christian Schlothauer.

Please find enclosed for filing;

- (X) Copy of originally filed Request for Corrected Filing Receipt with the USPTO received stamp in 2 pages.
- (X) Copy of Declaration by Inventors as filed in 3 pages.

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Docket No.: DAIRY71.001APC
App. No.: 10/070,406

March 28, 2006
Page 2 of 2

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: March 28, 2006

By: 

Andrew N. Merickel
Registration No. 53,317
Attorney of Record
Customer No. 20,995
(415) 954-4114

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0120 Rec'd PCT/PTO 02 JAN 2004

DAIRY 71.001 APC

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Schlothauer et al.

Appl. No. : 10/070,406

Filed : October 7, 2002

For : IMPROVED BIOACTIVE WHEY
PROTEIN HYDROLYSATE

Examiner : Unknown



Group Art Unit 1645

REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents
P.O. Box 1450
Office of Initial Patent Examination
Customer Service Center
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby request that the Official Filing Receipt, a copy of which is enclosed, be corrected to reflect the correct spelling of the first inventor, Ralf-Christian **Schlothauer**. Presently, the Filing Receipt incorrectly shows the spelling as Ralf-Christian Scholthauer. A copy of the declaration as filed listing the correct spelling of the inventor is also enclosed.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: December 29, 2003

By: 

Andrew N. Merickel
Registration No. 53,317
Attorney of Record
Customer No. 20,995
(415) 954-4114

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APP. NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
D/070,406	10/07/2002	1645	1976	DAIRY 71.001APC	2	34	3

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WOBBE MARTENS OLSON & BEAR LLP
240 MAIN STREET
FOURTEENTH FLOOR
IRVINE, CA 92614



CONFIRMATION NO. 6927

FILING RECEIPT



OC000000011442145

Date Mailed: 12/12/2003

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Schlothauer

Ralf-Christian Schlothauer, Emmelsbuell, GERMANY;
Linda May Schollum, Palmerston North, NEW ZEALAND;
Julian Robert Reid, Palmerston North, NEW ZEALAND;
Stephanie Adele Harvey, Palmerston North, NEW ZEALAND;
Alistair James Carr, Palmerston North, NEW ZEALAND;
Rachel Lois Fanshawe, Wellington, NEW ZEALAND;

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/NZ01/00188 09/11/2001

Foreign Applications

NEW ZEALAND 330710 06/17/1998

Projected Publication Date: To Be Determined - pending completion of Security Review

Non-Publication Request: No

Early Publication Request: No

Title:

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**DECLARATION - USA PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled IMPROVED BIOACTIVE WHEY PROTEIN HYDROLYSATE; the specification of which was internationally filed on **September 11, 2001** as Application Serial No. **PCT/NZ01/00188**, and now filed in the United States as Application Serial No. _____, filed on **March 6, 2002**.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56;

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

PRIOR FOREIGN APPLICATION(S)

Priority
Claimed

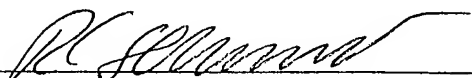
No.: **330710**

Country: **New Zealand** Date Filed: **June 17, 1998**

Yes

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: **Ralf-Christian Schlothauer**

Inventor's signature 

Date 22.07.02

Residence: ~~14 Colombo Street, Palmerston North, New Zealand~~

Citizenship: **Germany** *Dorfs trasse 2 a, 25924 Emmelsbüll
Germany*

Post Office Address: **Same as above**

Full name of Second inventor: **Linda May Schollum**

Inventor's signature 


Date 5th July 2002
365

Residence: ~~385~~ **385 Scotts Road, RD4, Palmerston North, New Zealand**

Citizenship: **New Zealand**

Post Office Address: **Same as above**

Full name of Third inventor: **Julian Robert Reid**

Inventor's signature 

Date 8th July 2002
3 Surrey Cres.

Residence: ~~46 Rongopai Street~~ **Palmerston North, New Zealand**

Citizenship: **New Zealand**

Post Office Address: **Same as above**

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Full name of Fourth inventor: **Stephanie Adele Harvey**

Inventor's signature S. Harvey

Date 5-7-02

Residence: 6 Woodgate Court
435 Ferguson Street, Palmerston North, New Zealand

Citizenship: **New Zealand**

Post Office Address: **Same as above**

Full name of Fifth inventor: **Alistair James Carr**

Inventor's signature Alistair Carr

Date 5-7-02

Residence: **35 Thomson Street, Palmerston North, New Zealand**

Citizenship: **New Zealand**

Post Office Address: **Same as above**

Full name of Sixth inventor: **Rachel Lois Fanshawe**

Inventor's signature RL Fanshawe

Date 9/7/02

Residence: **7 Endeavour Street, Lyall Bay, Wellington, New Zealand**

Citizenship: **New Zealand**

Post Office Address: **Same as above**

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Send Correspondence To:
KNOBBE, MARTENS, OLSON & BEAR, LLP
Customer No. 20,995